

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE
LITIGATION

) MDL # 1456

) Master File No. 1:01-CV-12257-PBS
) Sub-Category Case No. 1:08-CV-11200

THIS DOCUMENT RELATES TO
*United States ex rel. Linnette Sun and Greg
Hamilton, Relators*
v.
Baxter Healthcare Corporation

) Judge Patti B. Saris

DECLARATION OF GREG HAMILTON IN SUPPORT OF RELATORS'
MEMORANDUM IN OPPOSITION TO MOTION
FOR PARTIAL SUMMARY JUDGMENT

I, Greg Hamilton, hereby declare as follows:

1. I am one of the Relators in United States ex rel Sun et al. v. Baxter. If called upon to do so, I could and would testify competently to the following based upon firsthand knowledge.

2. From 2001 2004 I was the Senior Director of Strategic Sales and Planning at Specialty Distribution Services for Express Scripts, the Pharmacy Benefit Manager. From 2004 2006 I was the Vice-President of the Curascript Bleeding Disorder Program. (CuraScript is an operating division of Express Scripts.)

3. I have worked for pharmaceutical manufacturers and pharmacy benefit managers for over twenty years. During this time I have developed detailed knowledge about the pricing and marketing of blood factor products.

4. For Advate the pharmacy acquisition cost is approximately \$0.91 but the AWP is \$1.75, which is 192% of the acquisition cost.

5. For Recombinate the pharmacy acquisition cost is approximately \$0.87 but the AWP is \$1.62, which is 186% of the acquisition cost.

I declare under penalty of perjury under 28 U.S.C. § 1746 that the foregoing is true, accurate and correct to the best of my knowledge, information and belief.

Executed this 14th day of November, 2011, at Algonquin, Illinois.

/s/ Greg Hamilton

Greg Hamilton

CERTIFICATION OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing
DECLARATION OF GREG HAMILTON IN SUPPORT OF RELATORS'
MEMORANDUM IN OPPOSITION TO MOTION FOR PARTIAL SUMMARY
JUDGMENT to be served on all counsel of record via electronic service by sending a copy to
LexisNexis File & Serve for posting and notification to all parties on November 14, 2011.

/s/ Mark Allen Kleiman

MARK ALLEN KLEIMAN